

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO**

PAULINE ABEYTA,

Plaintiff,

vs.

16-cv-01030-GBW-KBM

GOVERNMENT EMPLOYEES  
INSURANCE COMPANY ("GEICO"),

Defendant.

**MOTION TO DISMISS**

COMES NOW, the Defendant, GEICO General Insurance Company, incorrectly identified as Government Employees Insurance Company, by and through its undersigned attorneys, and moves the Court for an Order dismissing all claims against GEICO General Insurance Company, which were set forth or which could have been set forth in this matter and as grounds therefore state that the Parties have resolved their differences.

Respectfully submitted,

SIMONE, ROBERTS & WEISS, P.A.

/s/ Stephen M. Simone  
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I HEREBY CERTIFY that on the 5<sup>th</sup> day of  
December, 2016, a true and correct copy of the

foregoing pleading was filed electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

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/s/ Stephen M. Simone  
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